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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

Ilsa Saravia, as next friend for A.H., a  
minor, and on her own behalf, et al.,

Petitioners/Plaintiffs, on behalf of  
themselves individually and others  
similarly situated,

v.

Jefferson B. Sessions, et al.,

Respondents/Defendants.

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Case No. 3:17-cv-03615-VC

**STIPULATION AND [PROPOSED] ORDER  
TO ADVANCE HEARING ON PLAINTIFFS'  
MOTION TO LIFT STAY**

**(CIVIL L.R. 6-2)**

1 WHEREAS, on February 14, 2018, the Court stayed all district court proceedings (other  
2 than enforcement of the preliminary injunction) pending the outcome of the Ninth Circuit appeal  
3 in this case, *see* Dkt. 137; and

4 WHEREAS, on March 1, 2018, Plaintiffs have filed their Motion to Lift Stay, which  
5 under Local Rule 7-2(a) would ordinarily be noticed for a hearing on April 5, 2018; and

6 WHEREAS, the issues addressed in the Motion are relatively straightforward and do not  
7 require resolution of complex issues of fact or law; and

8 WHEREAS, the Motion is approximately 7.5 pages long, which is half the 15 pages  
9 permitted under the Court's Standing Order for Civil Cases; and

10 WHEREAS, under Local Rule 7-3(a), the Government has until Thursday, March 15,  
11 2018, to file its opposition to the Motion; and

12 WHEREAS, in the event the Court approves this Stipulation, Plaintiffs agree to waive  
13 their right to file a reply brief in support of their Motion to Lift Stay; and

14 WHEREAS, for the reasons stated in the Motion and in the accompanying Declaration of  
15 Stephen B. Kang, Plaintiffs believe that there are urgent reasons for lifting the stay in this case,  
16 and that those reasons also warrant advancing the hearing date for their Motion; and

17 WHEREAS, Defendants dispute that there are urgent reasons for lifting the stay, but  
18 nonetheless agree to advance the hearing date on Plaintiffs' Motion in order to seek prompt  
19 resolution of this issue from the Court; and

20 WHEREAS, advancing the hearing date on Plaintiffs' Motion will not affect any other  
21 deadlines in this case because all proceedings other than enforcement of the preliminary  
22 injunction are currently stayed.

23 **STIPULATION**

24 NOW, THEREFORE, the parties, through their undersigned counsel, STIPULATE and  
25 AGREE, and request the Court to order, as follows:  
26  
27

- 1 1. Following the filing by Plaintiffs of the Motion no later than March 1, 2018,  
2 Defendant shall file their brief in opposition to the Motion within the time normally  
3 allowed under Civ. L.R. 7-3(a), that is, by March 15, 2018;
- 4 2. Plaintiffs shall not file a reply in support of the Motion;
- 5 3. The hearing on the motion shall be set for the Court's motion calendar at 10:00 a.m.  
6 on March 22, 2018.

7  
8 Dated: March 1, 2018

/s/ Stephen B. Kang

Stephen B. Kang

Attorneys for Petitioners/Plaintiffs

9  
10  
11 Dated: March 1, 2018

/s/ Sarah Fabian

Sarah Fabian

Attorneys for Defendants

12  
13  
14 **PROPOSED ORDER**

15 PURSUANT TO STIPULATION, IT IS SO ORDERED.

16  
17 Dated: March 7, 2018



VINCE CHHABRIA

United States District Judge

**ATTESTATION**

Pursuant to Civil L.R. 5-1(i)(3) regarding signatures, I attest under penalty of perjury that concurrence in the filing of this document has been obtained from the other signatories.

Dated: March 1, 2018

/s/ Stephen B. Kang

Stephen B. Kang